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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/842,967

04/26/2001

John M. Maxwell JR.

38190/203990

000826 ALSTON & BIRD LLP BANK OF AMERICA PLAZA 101 SOUTH TRYON STREET, SUITE 4000 CHARLOTTE, NC 28280-4000 CONFIRMATION NO. 1243
FORMALITIES LETTER

Date Mailed: 06/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/08/2001 SMINASS1 00000046 09842967

01 FC:105

130.00 OP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

John M. Maxwell, Jr., et al.

Appl No.:

09/842,967

Filed:

April 26, 2001

For:

"Programmable Controller For Remotely

Controlling Input Power Through A Switch

To A Load And An Associated Method Of Operation"

August 1, 2001

Confirmation No.: 1243

**Box Missing Parts** Commissioner for Patents Washington, DC 20231

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application dated June 20, 2001, enclosed are the following:

$\boxtimes$	Part 2 of Formalities Letter or Form PTO-1533
	(Notice to File Missing Parts of Application)
$\boxtimes$	Declaration and Power of Attorney for the above-identified application which has been
	executed by the named inventor(s)
	Applicant claims small entity status
Z	Check in the amount of \$130.00 to cover the surcharge under 37 C.F.R.§ 1.16(e)
	English Translation and \$130.00 (37 CFR 1.17(k)) fee for filing late.
$\exists$	Other: Information Disclosure Statement (1)

Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitte

Andrew T. Spence

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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Box Missing Parts, Commissioner For Patents, Washington, DC 20231, on August 1, 2001.

Lorna Morehead

CLT01/4490612v1